IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 14332 of 1993

Between:

Venkateswara Engineering Corporation,

a partnership firm, rep.by its Managing Partner
Sri G.Prabhakara rao S/o.G.Venkateswara Rao
age 42 yrs, Business, R/o.Prakasam Rao Governorpet,

Vijayawada, Krishna District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh,

rep.by its Secretary,
Irrigation Department Secretariat, Buildings, Hyderabad.
2 The Chief Engineer,

Cyclone Emergency Reconstruction Project Unit,

Dowleswaram East Godavari District.
3 The Superintending Engineer,

C.E.R.P.Circle, Door No.29-19-39,

Dornakal Road, Suryapet, Vijayawada,
Krishna District.
4 The Executive Engineer,

C.E.R.P.Division Machilipatnam, Krishna District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the

circumstances stated in the Affidavit filed herein the High Court will be pleased to call for the entire records connected with the issuance of letter No.SE/CERP/DB/D2/P.NO.87 D/9.24C, dated.4/6/1993 in accepting the tenders and the letter No.SE/CERP/DB/D.2/P.NO.87.D/1210.M, dated 20/7/1993 and all consequential orders and letters and quash the same by issuing an appropriate writ, order or direction particularly one in the nature of writ of certiorari.

Counsel for the Petitioner: MR.K.MAHIPATHI RAO

Counsel for the Respondents: GP FOR IRRIGATION.

The Court made the following:

ORDER:

Learned counsel for the petitioner seeks permission to withdraw the writ petition giving him liberty to file civil suit before the appropriate civil Court having jurisdiction.

The submission is placed on record. The writ petition is dismissed as withdrawn, giving liberty to the petitioner to file civil suit before the civil Court having jurisdiction. No order as to costs.

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N.V.RAMANA, J

Dated: 28-09-2004

LSK/KSR

To

1 The Secretary,

Irrigation Department,

Government of Andhra Pradesh,

Secretariat, Buildings, Hyderabad.

2 The Chief Engineer,

Cyclone Emergency Reconstruction Project Unit,

Dowleswaram East Godavari District.

3 The Superintending Engineer,

C.E.R.P.Circle, Door No.29-19-39,

Dornakal Road, Suryapet, Vijayawada,
Krishna District.

4 The Executive Engineer,

C.E.R.P.Division Machilipatnam, Krishna District.

5 Two C.Cs. to the Government Pleader for Irrigation,

High Court High Court Buildings, Hyderabad. (OUT)

6 Two C.D. copies.